



Journal of the House

State of Indiana

115th General Assembly

Second Regular Session

Twentieth Meeting Day

Tuesday Afternoon

February 19, 2008

The House convened at 1:30 p.m. with Speaker B. Patrick Bauer in the Chair.

The Speaker read a prayer for guidance and insight (printed January 8, 2008).

The Pledge of Allegiance to the Flag was led by Representative Vernon G. Smith.

The Speaker ordered the roll of the House to be called:

Austin	Hinkle
Avery	Hoy
Bardon	Kersey
Bartlett	Klinker
Battles	Knollman
Behning	Koch
Bell	L. Lawson
Bischoff	Lehe
Blanton	Leonard
Borders	Lutz
Borror	Mays
Bosma	McClain
C. Brown ☐	Micon
T. Brown	Moses
Buck	Murphy
Buell	Neese
Burton	Niezgodski
Candelaria Reardon	Noe
Cheatham	Orentlicher
Cherry	Oxley
Cochran	Pelath
Crawford	Pflum
Crooks	Pierce
Crouch	Pond
Davis	Porter
Day	Reske
Dembowski	Richardson
Dermody	Ripley
Dobis	Robertson
Dodge	Ruppel
Duncan	Saunders
Dvorak	Simms
Eberhart	M. Smith
Elrod	V. Smith
Espich	Soliday
Foley	Stemler ☐
Friend	Steuerwald
Frizzell	Stevenson
Fry	Stilwell
GiaQuinta	Stutzman
Goodin	Summers
Grubb	Thomas
Gutwein	Thompson
E. Harris	Tincher
T. Harris	Torr
Herrell	Turner

Tyler
Ulmer
VanDenburgh
VanHaaften

Walorski
Welch
Wolkins
Mr. Speaker

Roll Call 193: 98 present; 2 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Thursday, February 21, 2008, at 1:00 p.m.

HERRELL

The motion was adopted by a constitutional majority.

ENROLLED ACTS SIGNED

The Speaker announced that he had signed House Enrolled Acts 1017 and 1051 and Senate Enrolled Acts 33, 41, 45, 88, 156, and 210 on February 19.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 26

Representative L. Lawson called down Engrossed Senate Bill 26 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 194: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

The Speaker yielded the gavel to the Speaker Pro Tempore, Representative Dobis.

Engrossed Senate Bill 31

Representative Dembowski called down Engrossed Senate Bill 31 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Representative Mays was excused from voting, pursuant to House Rule 46. Roll Call 195: yeas 88, nays 4. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Kersey was excused for the rest of the day.

Engrossed Senate Bill 46

Representative Dvorak called down Engrossed Senate Bill 46 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 196: yeas 95, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 62

Representative Dembowski called down Engrossed Senate Bill 62 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning property.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 197: yeas 91, nays 4. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 91

Representative Avery called down Engrossed Senate Bill 91 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 198: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 123

Representative Battles called down Engrossed Senate Bill 123 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 199: yeas 95, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 197

Representative Bartlett called down Engrossed Senate Bill 197 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 200: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 250

Representative Reske called down Engrossed Senate Bill 250 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 201: yeas 92, nays 4. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 305

Representative Tyler called down Engrossed Senate Bill 305 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedures.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 202: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 343

Representative Day called down Engrossed Senate Bill 343 for third reading:

A BILL FOR AN ACT concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 203: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 360

Representative Grubb called down Engrossed Senate Bill 360 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 204: yeas 96, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

RESOLUTIONS ON SECOND READING**House Concurrent Resolution 12**

The Speaker handed down on its passage House Concurrent Resolution 12, authored by Representative Goodin.

A CONCURRENT RESOLUTION urging the Indiana department of transportation to name the section of U.S. Highway 50 from U.S. Highway 31 in Jackson County to County Road 700 West in Jennings County the Governor Edgar D. Whitcomb Highway.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Steele.

House Concurrent Resolution 14

The Speaker handed down on its passage House Concurrent Resolution 14, authored by Representative Foley.

A CONCURRENT RESOLUTION urging the Indiana department of transportation to name Highway 67 from

Martinsville to Mooresville the John R. Wooden Way.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Bray.

House Concurrent Resolution 19

The Speaker handed down on its passage House Concurrent Resolution 19, authored by Representatives Ruppel, Tincher, and Friend.

A CONCURRENT RESOLUTION recommending that the Indiana Department of Transportation designate a Memorial Mile on U.S. Highway 24 on the bypass at Wabash, Indiana, honoring Master Trooper Detective David E. Rich.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Dillon and Weatherwax.

House Concurrent Resolution 26

The Speaker handed down on its passage House Concurrent Resolution 26, authored by Representative Thompson.

A CONCURRENT RESOLUTION recommending that the Indiana Department of Transportation designate a Memorial Mile on Interstate 65 honoring Master Trooper Michael Greene.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Boots.

House Concurrent Resolution 35

The Speaker handed down on its passage House Concurrent Resolution 35, authored by Representative McClain.

A CONCURRENT RESOLUTION recommending that the Indiana Department of Transportation designate a Memorial Mile on State Road 17 in downtown Logansport honoring Trooper Daniel Roy Barrett.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Weatherwax.

House Resolution 41

The Speaker handed down on its passage House Resolution 41, introduced by Representative Orentlicher:

A HOUSE RESOLUTION urging the Indiana department of transportation to name that part of Interstate 65 north of Interstate 465 the "Kurt Vonnegut, Jr. Memorial Highway".

The resolution was read a second time and adopted by voice vote.

Senate Concurrent Resolution 6

The Speaker handed down on its passage Senate Concurrent Resolution 6, sponsored by Representatives Pflum, Saunders, and Knollman.

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to name the bridge on U.S. Highway 40 in Richmond "The Lamar Lundy Bridge."

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representative Battles be removed as sponsor of Engrossed Senate Bill 93, Representative Crooks be substituted as sponsor, and Representative Battles be added as cosponsor.

BATTLES

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Oxley, the House adjourned at 2:45 p.m., this nineteenth day of February, 2008, until Thursday, February 21, 2008, at 1:00 p.m.

B. PATRICK BAUER

Speaker of the House of Representatives

CLINTON McKAY

Principal Clerk of the House of Representatives